

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. 10/568,422)	Group Art Unit:	TBA
)		
National Stage of PCT/US2004/030032)	Examiner:	TBA
)		
Filed: February 14, 2006)	Atty. Dkt. No.	PP020665.0003
			002441.00189

For: **IMMUNOGENIC COMPOSITIONS FOR *STREPTOCOCCUS AGALACTIAE***

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

U.S. Patent and Trademark Office
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

This paper responds to the Notification of Missing Requirements mailed March 22, 2007. The Notification requests the inventors' declaration, surcharge for late filing of the declaration, additional claim fees, and a sequence listing. Charge the fee for a five-month extension of time to our Deposit Account No. 19-0733.

Inventors' Declaration

The inventive entity for the subject matter claimed in this application (John L. Telford, Guido Grandi, Immaculada Margarit Y Ros, and Domenico Maione) is different from the inventive entity named in PCT/US2004/030032 (Rino Rappuoli). In addition to the inventors' declaration, 37 C.F.R. § 1.497(d)(1) requires the following items:

- (1) A statement from each person being added as an inventor and from each person being deleted as an inventor that any error in inventorship in the international application occurred without deceptive intention on his or her part;
- (2) The processing fee set forth in § 1.17(i); and

- (3) If an assignment has been executed by any of the original named inventors, the written consent of the assignee.

A declaration of Drs. Telford, Grandi, Margarit Y Ros, and Maione and statements under 37 C.F.R. § 1.497(d)(1) of all five individuals accompany this paper. Charge the fee for late filing of the declaration and the processing fee under § 1.17(i) to our Deposit Account No. 19-0733. Consent of the assignee is not required because Dr. Rappuoli did not execute an assignment.

Additional Claim Fees and Sequence Listing

Applicants filed a preliminary amendment and a sequence listing with this application. A copy of the stamped postcard receipt accompanies this paper. These items apparently were lost at the Patent Office. A new preliminary amendment accompanies this paper. The preliminary amendment cancels claim 21, which was multiply dependent. Only 20 claims remain, four of which are independent. Thus, additional claim fees are not required.

Applicants also filed a sequence listing with the application (see the copy of the stamped postcard receipt). Applicants provided two (2) copies of the sequence listing on CD-ROM and a third copy on a CD-ROM to serve as the computer readable form. A paper copy and a computer readable form of the sequence listing accompany this paper. These copies have the same content as those filed with the application except that item <110> is corrected to list Drs. Telford, Grandi, Margarit Y Ros, and Maione and items <140> and <141> have been added. The preliminary amendment directs entry of the sequence listing into the application and provides the required statement that the contents of the paper and computer readable forms are the same and add no new matter.

Respectfully submitted,
BANNER & WITCOFF, LTD.
/Lisa M. Hemmendinger/

Date: October 22, 2007

By: _____
Lisa M. Hemmendinger
Registration No. 42,653

Customer No. 22907

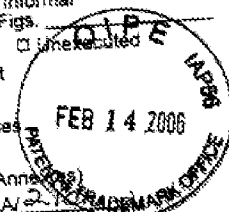
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B&W # 002441.00189 Atty/Sec L M H / SdeM Inspected By: _____
 Date 14 FEB 2006 Filed: _____ (B&W# _____)

(Corresponding to U.S. Serial No.: _____)
 In re International Application of RAPPUOLI
 International Application No. PCT/US2004/030032
 Title IMMUNOGENIC COMPOSITIONS FOR
STREPTOCOCCUS AGALACTIAE

- The following has been received in the U.S. Receiving Office on the date stamped hereon:
- ☐ New PCT Application & Fee, including:
 - ☐ Transmittal Letter: 1 Sheet
 - ☐ Request: # of Sheets _____ Replacements ☐ YES ☐ NO
 - ☐ Fee Calculation Sheet: Original + 1 copy
 - ☐ Description: # of Sheets _____ Replacements ☐ YES ☐ NO
 - ☐ Claims: # of Sheets _____ Replacements ☐ YES ☐ NO
 - ☐ Abstract: 1 Sheet Replacement ☐ YES ☐ NO
 - ☐ Drawings: ☐ Informal ☐ Formal # of Sheets _____ Replacements ☐ YES ☐ NO
 - ☐ Executed Power(s) of Attorney: # of POA(s) _____
 - ☐ Sequence Listing: # of Sheet(s) _____
 - ☐ Req. for Ext. of Time to Correct Defects until _____
 - ☐ Response to Invitation to Correct Defects
 - ☐ Chapter II Demand & Fee # of sheets in Demand _____
 - ☐ Article 19 Amendment
 - ☐ Response to Written Opinion

- ☒ U.S. Nat'l Phase of PCT Application, including:
 - ☐ Specification: # of pages of description and claims _____
 - ☐ in English Translation
 - ☐ Drawings: ☐ Formal ☐ Informal
 - ☐ # of distinct sheets _____ Figs. _____
 - ☐ Declaration/PdA: ☐ Executed ☐ Unexecuted
 - ☐ Assignment w/PTO Cover Sheet
 - ☐ Small Entity Declaration
 - ☐ IDS w/PTO 1449 ☐ References
 - ☒ Preliminary Amendment
 - ☐ IPER w/English Translation of Annex _____
 - ☒ International Search Report (ISA) 2 ☒ charge to:
 - ☒ Check # 19-0733 for \$ 600.
 - ☒ CRF on CDROM (3 disks) Seg. Prot.
 - ☒ CRF cover letter
 - ☒ ADS



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B&W Rev. 10/05